

MAR 30 2006

Customer Number 22,852
Attorney Docket No. 09471.0020
Page 1 of 2

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

POLYAMINO ACIDS FUNCTIONALIZED BY AT LEAST ONE (OLIGO)AMINO ACID GROUP AND THERAPEUTIC USES

the specification of which

☐ is attached and/or

☒ was filed on June 3, 2005 as United States Application Serial No. 10/537,650 and/or

☒ was filed on November 24, 2003 as PCT International Application No. PCT/FR2003/003458 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT international application(s) designating at least one country other than the United States, listed below and have also identified below, any foreign application(s) for patent or inventor's certificate, or any PCT International application(s) having a filing date before that of the application(s) of which priority is claimed:

| Country | Application Number | Date of Filing | Priority Claimed Under 35 U.S.C. 119 |
|---------|--------------------|------------------|---|
| FRANCE | 02/16269 | December 4, 2002 | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

| Application Number | Date of Filing |
|--------------------|----------------|
| | |
| | |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or § 365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application(s) and the national or PCT International filing date of this application:

| Application Number | Date of Filing | Status (Patented, Pending, Abandoned) |
|--------------------|----------------|---------------------------------------|
| | | |
| | | |

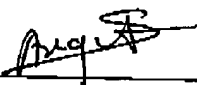
I hereby appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., CUSTOMER NUMBER 22,852.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Customer Number 22,852
Attorney Docket No. 09471.0020
Page 2 of 2

| | | |
|--|---|---------------------------------|
| Full Name of First Inventor Stéphanie ANGOT | Inventor's Signature  | Date 2 September 2005 |
| Residence Lyon, France | Citizenship France | |
| Post Office Address 123 bis cours Albert Thomas 69003 Lyon, France | | |

| | | |
|--|------------------------------|------|
| Full Name of Second Inventor You-Ping CHAN | Inventor's Signature | Date |
| Residence Lyon, France | Citizenship France | |
| Post Office Address 14 boulevard Jean XXIII 69008 Lyon, France | | |

| | | |
|--|------------------------------|------|
| Full Name of Third Inventor Gérard SOULA | Inventor's Signature | Date |
| Residence Meyzieu, France | Citizenship France | |
| Post Office Address 33 rue Nungesser 69330 Meyzieu, France | | |

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

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POLYAMINO ACIDS FUNCTIONALIZED BY AT LEAST ONE (OLIGO)AMINO ACID GROUP AND THERAPEUTIC USES

the specification of which

☐ is attached and/or

☒ was filed on June 3, 2005 as United States Application Serial No. 10/537,550 and/or

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I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application(s) designating at least one country other than the United States, listed below and have also identified below, any foreign application(s) for patent or inventor's certificate, or any PCT International application(s) having a filing date before that of the application(s) of which priority is claimed:

| Country | Application Number | Date of Filing | Priority Claimed Under 35 U.S.C. 119 | |
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| FRANCE | 02/15269 | December 4, 2002 | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
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| Application Number | Date of Filing | Status (Patented, Pending, Abandoned) |
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FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

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Attorney Docket No. 08471.0020
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|--|----------------------|-----------------------|
| Full Name of First Inventor Stéphanie ANGOT | Inventor's Signature | Date |
| Residence Lyon, France | | Citizenship France |
| Post Office Address 123 bis cours Albert Thomas 69003 Lyon, France | | |

| | | |
|--|---|---------------------------------|
| Full Name of Second Inventor Yeu-Ping CHAN | Inventor's Signature  | Date 29 August, 2003 |
| Residence Lyon, France | | Citizenship France MAURITIUS |
| Post Office Address 14 boulevard Jean XXIII 69008 Lyon, France | | |

| | | |
|--|----------------------|-----------------------|
| Full Name of Third Inventor Gérard SOULA | Inventor's Signature | Date |
| Residence Meyzieu, France | | Citizenship France |
| Post Office Address 33 rue Nungesser 69830 Meyzieu, France | | |

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

PTO/SB/98 (09-04)

Approved for use through 07/31/2008, OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Stephanie Angot et al.Application No./Patent No.: 10/537650 Filed/Issue Date: January 3, 2005Entitled: POLYAMINO ACIDS FUNCTIONALIZED BY AT LEAST ONE (OLIGO)AMINO ACID GROUP AND THERAPEUTIC USESFlamel Technologies, a Corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.
[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

[Signature]
SignatureMarch 30, 2006
DateLacy L. Kolo, Reg. No. 55340
Printed or Typed Name703-744-8000
Telephone NumberAuthorized Signer for Assignee
Title

Customer No.: 22,852
Attorney Docket No.: 09471.0020
Page 1 of 2
JOINT INVENTION
(U.S. Rights Only)

ASSIGNMENT

WHEREAS, We, the below named inventors, (hereinafter referred to as assignors, have made an invention entitled:

POLYAMINO ACIDS FUNCTIONALIZED BY AT LEAST ONE (OLIGO)AMINO ACID GROUP AND THERAPEUTIC USES

for which we executed an application for United States Letters Patent concurrently herewith or on _____ or filed an application for United States Letters Patent on June 3, 2005 (Application No. 10/537,550); and

WHEREAS, **FLAMEL TECHNOLOGIES**, a corporation of France, whose post office address is *33 avenue du Docteur Georges Lévy, 69200 Venissieux, France*, (hereinafter referred to as assignee), is desirous of securing the entire right, title, and interest in and to this invention, the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from assignee is hereby acknowledged, we, as assignors, have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the assignee, its lawful successors and assigns, our entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof; and we hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent for this invention to assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, WE HEREBY further covenant and agree that we will, without further consideration, communicate with assignee, its successors and assigns, any facts known to us respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

AND, WE HEREBY authorize and request the attorneys we have empowered in the Declaration and Power of Attorney in this application, to insert here in parentheses (Application No. 10/537,550, filed June 3, 2005) the filing date and application number of said application when known.

Customer No.: 22,852
Attorney Docket No.: 09471.0020
Page 2 of 2

IN TESTIMONY WHEREOF, we have hereunto set our hands.

First Assignor

Stéphanie ANGOT
123 bis cours Albert Thomas
69003 Lyon
France

Citizenship: France

Signature: 

Date: 22 September 2005

Second Assignor

You-Ping CHAN
14 boulevard Jean XXIII
69008 Lyon
France

Citizenship: France

Signature: _____

Date: _____

Third Assignor

Gérard SOULA
33 rue Nungesser
69330 Meyzieu
France

Citizenship: France

Signature: _____

Date: _____

Customer No.: 22,852
Attorney Docket No.: 09471.0020
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JOINT INVENTION
(U.S. Rights Only)

ASSIGNMENT

WHEREAS, We, the below named inventors, (hereinafter referred to as assignors, have made an invention entitled:

POLYAMINO ACIDS FUNCTIONALIZED BY AT LEAST ONE (OLIGO)AMINO ACID GROUP AND THERAPEUTIC USES

for which we executed an application for United States Letters Patent concurrently herewith or on _____ or filed an application for United States Letters Patent on June 3, 2005 (Application No. 10/537,550); and

WHEREAS, **FLAMEL TECHNOLOGIES**, a corporation of France, whose post office address is *33 avenue du Docteur Georges Lévy, 69200 Venissieux, France*, (hereinafter referred to as assignee), is desirous of securing the entire right, title, and interest in and to this invention, the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from assignee is hereby acknowledged, we, as assignors, have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the assignee, its lawful successors and assigns, our entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof; and we hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent for this invention to assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, WE HEREBY further covenant and agree that we will, without further consideration, communicate with assignee, its successors and assigns, any facts known to us respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

AND, WE HEREBY authorize and request the attorneys we have empowered in the Declaration and Power of Attorney in this application, to insert here in parentheses (Application No. 10/537,550, filed June 3, 2005) the filing date and application number of said application when known.

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First Assignor

Stéphanie ANGOT
123 bis cours Albert Thomas
69003 Lyon
France

Citizenship: France

Signature: _____

Date: _____

Second Assignor

You-Ping CHAN
14 boulevard Jean XXIII
69008 Lyon
France

Citizenship: France *MAURITIUS*

Signature: _____

Date: *29 August, 2005*

Third Assignor

Gérard SOULA
33 rue Nungesser
69330 Meyzieu
France

Citizenship: France

Signature: _____

Date: _____